

# BIRCH, STEWART, KOLASCH & BIRCH, LLP

TERRELL C. BIRCH  
RAYMOND C. STEWART  
JOSEPH A. KOLASCH  
JAMES M. SLATTERY  
MICHAEL K. MUTTER  
CHARLES GORENSTEIN  
GERALD M. MURPHY, JR.  
LEONARD R. SVENSSON  
ANDREW D. MEIKLE  
MARC S. WEINER  
JOE MCKINNEY MUNCY  
ROBERT J. KENNEY  
JOHN W. BAILEY  
MARK J. NUELL, PH.D.  
JAMES T. ELLER, JR.  
D. RICHARD ANDERSON  
THOMAS M. SMALL\*  
ROBERT A. SELDON\*  
JOHN A. SCILLIERI\*  
SANFORD ASTOR\*

OF COUNSEL:  
HERBERT M. BIRCH (1905-1996)  
BERNARD L. SWEENEY\*  
ELLIOT A. GOLDBERG\*  
WILLIAM L. GATES\*  
EDWARD H. VALANCE  
RUPERT J. BRADY (RET.)\*  
F. PRINCE BUTLER  
FRED S. WHISENHUNT (RET.)  
JAMES W. HELLWEGE  
QUENTIN R. "RICK" CORRIE  
ROBERT F. GNUSE  
DAVID R. MURPHY  
PHILIP K. YU\*

\*ADMITTED TO A BAR OTHER THAN VA.

INTELLECTUAL PROPERTY LAW  
8110 GATEHOUSE ROAD  
SUITE 500 EAST  
FALLS CHURCH, VA 22042-1210  
USA  
(703) 205-8000  
FAX: (703) 205-8050  
(703) 698-8590 (G IV)  
e-mail: mailroom@bskb.com  
web: <http://www.bskb.com>

CALIFORNIA OFFICES:  
COSTA MESA, CALIFORNIA  
LOS ANGELES, CALIFORNIA

SCOTT L. LOWE  
PAUL C. LEWIS  
RICHARD J. GALLAGHER  
MARYANNE ARMSTRONG, PH.D.  
KECIA J. REYNOLDS  
KALPANA REDDY  
MARK E. OLDS  
ESTHER H. CHONG  
CATHERINE M. VOISINET\*  
EUGENE T. PEREZ  
CAROLYN T. BAUMGARDNER\*  
JOHN P. KEADY, PH.D.  
MARTIN R. GEISSLER\*  
J. ALISON GRABELL\*  
T. BENJAMIN SCHROEDER, PH.D.  
PERCY L. SQUARE  
CLINT A. GERDINE  
CRAIG A. McROBBIE

REG. PATENT AGENTS:  
FREDERICK R. HANDREN  
MAKI HATSUMI  
GARTH M. DAHLEN, PH.D.  
ROBERT E. GOOZNER, PH.D.  
KRISTI L. RUPERT, PH.D.  
MATTHEW T. SHANLEY  
SUSAN W. GORMAN, PH.D.  
ROBERT W. DOWNS  
CHAD J. BILLINGS  
CHRISTINE V. CASTILLO  
CARL T. THOMSEN  
SAM BHATTACHARYA

MS PATENT APPLICATION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a  continuation  divisional  
 continuation-in-part application under 37 C.F.R. § 1.53(b) of  
pending prior Application No. 09/641,814 filed on August 18,  
2000, the entire contents of which are hereby incorporated by  
reference,  
by

Alex H. GOULIAEV; Mogens LARSEN; Thomas VARMING; Claus MATHIESSEN;  
Tina H. JOHANSEN; Jorgen SCHEEL-KRUGER; Gunnar M. OLSEN; Elsebet  
O. NIELSEN

for

NOVEL COMPOUNDS AND THEIR USE AS POSITIVE AMPA RECEPTOR  
MODULATORS

1.  Enclosed is an application consisting of specification,  
claims, declaration and drawings/photographs (if  
applicable).
2.  The filing fee has been calculated as follows:

22240 U.S. PTO  
10/642224



08/18/03



Docket No. 2815-0237P

		LARGE ENTITY		SMALL ENTITY	
BASIC FEE		\$750.00		\$375.00	
NUMBER FILED		NUMBER EXTRA		RATE	Fee
TOTAL CLAIMS		30-20 = 10		x 18 = \$180.00	x 9 = \$0.00
INDEPENDENT CLAIMS		2-3 = 0		x 84 = \$0.00	x 42 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED				+ \$280.00	+ \$140.00
			TOTAL	\$930.00	\$0.00

3.  A check in the amount of \$930.00 to cover the filing fee and recording fee (if applicable) is enclosed.

4.  Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.

5.  Enclosed is/are seventeen (17) sheet(s) of formal drawings and/or photographs.

6a.  A statement claiming small entity status was filed in prior Application No. 09/641,814 on \_\_\_\_\_. See the attached copy of the statement claiming small entity status.

6b.  The current application qualifies for small entity status.

7.  The prior application is assigned to Neurosearch A/S.

8.  A Preliminary Amendment is enclosed.

9a.  Priority of Application No(s). \_\_\_\_\_ filed in \_\_\_\_\_ on \_\_\_\_\_ is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on \_\_\_\_\_.

9b.  Priority of International Appln. PCT/DK99/00070 filed on February 18, 1999 under the Patent Cooperation Treaty and Application No. 0226/98 filed in Denmark on February 18, 1998 under 35 U.S.C. § 120 and/or § 119 are hereby reclaimed.

✓ 10.  An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.

11.  Address all future communications to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP  
P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000  
or  
Customer No. 02292

12.  An extension of time for \_\_\_\_\_ month(s) until \_\_\_\_\_ has been submitted in parent Application No. 09/641,814 in order to establish co-pendency with the present application.

13.  Also enclosed herewith is the following:

---

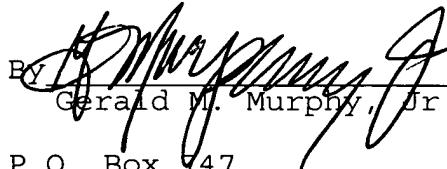
---

---

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
Gerald M. Murphy, Jr., #28,977  
P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000

RG  
GMM/RG:gml  
2815-0237P

Attachment(s)

(Rev. 07/303)